

REMARKS

Claims 1-13 are pending in this application. By this Amendment, claims 1, 4 and 13 are amended. Support for these amendments may be found, for example, in the specification on page 4, lines 3-16. No new matter is added. Applicants respectfully request reconsideration and prompt allowance of the pending claims at least in light of the following remarks.

I. The Claims Define Patentable Subject Matter

The Office Action rejects claims 1-3, 5 and 8-13 under 35 U.S.C. §102(b) over WIPO Publication No. WO 02/067447 to Ellis et al. (hereinafter "Ellis"). The rejection is respectfully traversed.

Ellis at least fails to disclose "wherein in the program search, a plurality of programs that match the search condition and that are contained in the received digital broadcast are presented to a user for a predetermined time in sequence," as recited in independent claims 1 and 13. Ellis merely teaches providing a scanning program for audio data. Because Ellis fails to disclose presenting a plurality of programs, included in received digital broadcast data, for a predetermined time in sequence, Ellis fails to disclose all of the features of independent claims 1 and 13.

Thus, for at least these reasons, independent claims 1 and 13 are patentable over Ellis. Further, claims 2-12, which depend from claim 1, are also patentable over Ellis for at least the reasons discussed above, as well as for the additional features they recite. Accordingly, reconsideration and withdrawal of the rejection is respectfully requested.

The Office Action rejects claim 4 under 35 U.S.C. §103(a) over Ellis in view of U.S. Patent No. 6,216,264 to Maze et al. This rejection is respectfully traversed for at least the reasons discussed above regarding independent claim 1, from which claim 4 depends.

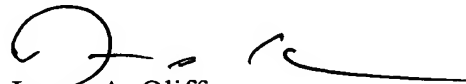
The Office Action rejects claims 6 and 7 under 35 U.S.C. §103(a) over Ellis in view of U.S. Patent No. 6,588,014 to Hayashi. This rejection is respectfully traversed for at least the reasons discussed above regarding independent claim 1, from which claims 6 and 7 depend.

II. Conclusion

In view of the foregoing, it is respectfully submitted that this application is in condition for allowance. Favorable reconsideration and prompt allowance of claims 1-13 are earnestly solicited.

Should the Examiner believe that anything further would be desirable in order to place this application in even better condition for allowance, the Examiner is invited to contact the undersigned at the telephone number set forth below.

Respectfully submitted,



James A. Oliff
Registration No. 27,075

Jesse D. Sukman
Registration No. 54,477

JAO:JDS/jnm

Date: October 21, 2008

OLIFF & BERRIDGE, PLC
P.O. Box 320850
Alexandria, Virginia 22320-4850
Telephone: (703) 836-6400

<p>DEPOSIT ACCOUNT USE AUTHORIZATION Please grant any extension necessary for entry; Charge any fee due to our Deposit Account No. 15-0461</p>
--